

AMENDED IN SENATE MAY 26, 2000
AMENDED IN SENATE APRIL 12, 2000
AMENDED IN SENATE MARCH 27, 2000

SENATE BILL

No. 2017

Introduced by Senator Perata

February 25, 2000

An act to add and repeal Section 65588.5 of the Government Code, relating to local planning, *and making an appropriation therefor.*

LEGISLATIVE COUNSEL'S DIGEST

SB 2017, as amended, Perata. Local planning.

~~(1) Existing~~

Existing law requires each city, county, and city and county to adopt for its jurisdiction a general plan that includes certain mandatory elements, including a housing element. The housing element is required to include, among other things, an identification and analysis of existing and projected housing needs and a statement of goals, policies, quantified objectives, financial resources, and scheduled programs for the preservation, improvement, and development of housing.

This bill would require, *if specified conditions are met*, the Metropolitan Transportation Commission (MTC) and the Association of Bay Area Governments (ABAG) to determine on or before January 1, 2002, policy criteria based upon a balance of jobs and housing to evaluate whether local governments are implementing their fair share of housing starts, as well as participating in regional congestion reduction

plans. It would require MTC and ABAG to develop a monitoring and evaluation program as specified. ~~They would also be required~~ and to prepare and submit a report to the Legislature on or before January 1, 2002, that describes the basic policies to support linkage between land use decisions and transportation planning or funding, or both, and make recommendations regarding the use of incentives and disincentives to enforce the policies. ~~By increasing the duties of local officials, this bill would impose a state-mandated local program~~ This bill would appropriate \$250,000 to the Controller for allocation to MTC and ABAG for these purposes, which would be contingent upon an agreement by MTC and ABAG, as specified.

~~(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.~~

~~This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.~~

~~The bill would appropriate \$250,000 from the General Fund to the Controller for allocation to the MTC and ABAG to implement the provisions of the bill.~~

Vote: ~~majority~~ ^{2/3}. Appropriation: ~~no~~ yes. Fiscal committee: yes. State-mandated local program: ~~yes~~ no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 65588.5 is added to the
- 2 Government Code, to read:
- 3 65588.5. (a) On or before January 1, 2002, the
- 4 Metropolitan Transportation Commission and the
- 5 Association of Bay Area Governments shall determine
- 6 policy criteria based upon a balance of jobs and housing
- 7 to evaluate whether local governments are

1 implementing their fair share of housing starts, as well as
2 participating in regional congestion reduction plans. The
3 commission and the association shall also develop a
4 monitoring and evaluation program in order to develop
5 measurable criteria related to the connection of jobs,
6 housing, and transportation in the Bay Area at
7 jurisdictional, subregional and commute shed levels.

8 The program shall do all of the following:

9 (1) Prepare studies to determine baselines of jobs and
10 housing available and needed in the Bay Area at
11 jurisdictional, subregional, and commute shed corridors.

12 (2) Establish criteria that prescribe reasonable
13 planning outcomes for housing that support the
14 connection of jobs, housing, and transportation in the Bay
15 Area.

16 (3) Create a monitoring and evaluation program to
17 track production in housing and jobs with respect to
18 measuring an appropriate jobs-housing balance in each
19 jurisdiction.

20 (b) The Metropolitan Transportation Commission and
21 the Association of Bay Area Governments shall prepare
22 and submit a report to the Legislature ~~on or before~~
23 ~~January 1, 2002,~~ that describes the basic policies to support
24 linkage between land use decisions and transportation
25 planning or funding, or both. *If the Metropolitan*
26 *Transportation Commission and the Association of Bay*
27 *Area Governments receive the funds appropriated by*
28 *Section 2 of the act that adds this section to the*
29 *Government Code, they shall prepare and submit the*
30 *report to the Legislature on or before January 1, 2002.* The
31 report shall also make recommendations regarding the
32 use of incentives and disincentives to enforce the policies.

33 (c) This section shall remain in effect only until
34 January 1, 2002, and as of that date is repealed, unless a
35 later enacted statute, that is enacted before January 1,
36 2002, deletes or extends that date.

37 ~~SEC. 2. Notwithstanding Section 17610 of the~~
38 ~~Government Code, if the Commission on State Mandates~~
39 ~~determines that this act contains costs mandated by the~~
40 ~~state, reimbursement to local agencies and school~~

~~districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code. If the statewide cost of the claim for reimbursement does not exceed one million dollars (\$1,000,000), reimbursement shall be made from the State Mandates Claims Fund.~~

SEC. 2. The sum of two hundred fifty thousand dollars (\$250,000) is hereby appropriated from the General Fund to the Controller for allocation to the Metropolitan Transportation Commission and the Association of Bay Area Governments for the purpose of determining the policy criteria, developing the program, and preparing and submitting the report described in Section 1 of this act. This sum shall be allocated by the Controller only if the Metropolitan Transportation Commission and the Association of Bay Area Governments notify the Controller on or before March 1, 2001, that they have agreed to determine the policy criteria, develop the program, and prepare and submit the report. If the Metropolitan Transportation Commission and the Association of Bay Area Governments fail to notify the Controller of this agreement by that date, then the appropriation shall revert to the General Fund on June 30, 2001, and neither the Metropolitan Transportation Commission nor the Association of Bay Area Governments shall be required to perform any of the duties specified in Section 1 of this act.